

**UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF VIRGINIA
Richmond Division**

In re:)	Chapter 11
)	
CIRCUIT CITY STORES, INC., et al.,)	No. 08-35653-KRK
)	
Debtors.)	Jointly Administered

NOTICE OF APPEAL

Creditor, Marlon Mondragon, on behalf of himself and all others similarly Situated, by his undersigned counsel, Kantrowitz, Goldhamer & Graifman, P.C., Mason Law Firm, and Busman & Busman, P.C., appeals under 28 U.S.C. Section 158(a) from the Order denying Creditor's Motion for Leave to File a Class Proof of Claim and to Vacate the Order Granting Objection to Individual Claim, of the Honorable Kevin R. Huennekens, Judge for the United States Bankruptcy Court for the Eastern District of Virginia, entered in the above-captioned case on the 27th day of September, 2010, docket entry number 8661.

The names of all parties or parties in interest to the Order appealed from and the names, addresses and telephone numbers of their respective attorneys are as follows:

Marlon Mondragon (Appellant)

Represented by:

Gary S. Graifman
Kantrowitz, Goldhamer & Graifman, P.C.
747 Chestnut Ridge Road, Suite 200
Chestnut Ridge, NY 10977
(845) 356-2570

Gary E. Mason, Esq.
The Mason Law Firm, LLP
1225 19th Street NW, Suite 600
Washington, DC 20036

Marc A. Busman (VSB No. 13030)
BUSMAN & BUSMAN, P.C.
P.O. Box 7514
Fairfax Station, VA 22039

Circuit City Stores, Inc. (Appellee)

Circuit City Stores, Inc.
Attn: Michael Mosier
4951 Lake Brook Drive, Suite 500
Glen Allen, VA 23060
(804) 273-6850

Represented by:

Gregg M. Galardi
Ian S. Fredericks
Skadden, Arps, Slate, Meagher & Flom, LLP
One Rodney Square
10th and Kings Streets, 7th Floor
Wilmington, DE 19801
(302) 651-3000

Chris L. Dickerson
Jessica S. Kumar
Skadden, Arps, Slate, Meagher & Flom, LLP
155 North Wacker Drive
Chicago, Illinois 60606
(312) 407-0700

Douglas M. Foley
Sarah Boehm
McGuire Woods LLP
One James Center
901 E. Cary Street
Richmond, VA 23219
(804) 775-1000

Official Committee of Unsecured Creditors

Represented by:

Jeffrey N. Pomerantz
Stanley E. Goldich
Pachulski, Stang, Ziehl & Jones, LLP
10100 Santa Monica Boulevard, 11th Floor
Los Angeles, CA 90067
(310) 277-6910

Robert J. Feinstein
Pachulski, Stang, Ziehl & Jones, LLP
780 Third Avenue, 36th Floor
New York, NY 10017
(212) 561-7700

Lynn L. Tavenner
Paula S. Beran
Tavenner & Beran, PLC
20 N. Eighth Street, Second Floor
Richmond, VA 23219
(804) 783-8300

Office of the United States Trustee:

Represented by:

Robert B. Van Arsdale
Office of the United States Trustee
701 East Board Street, Suite 4304
Richmond, VA 23219
(804) 771-2310

Dated: October 6, 2010

Respectfully submitted,

BUSMAN & BUSMAN

/s/ Marc A. Busman
Marc A. Busman

Attorney for Creditor/Appellant

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
RICHMOND DIVISION

-----X		
In re:	:	Chapter 11
	:	
CIRCUIT CITY STORES, INC., <u>et al.</u>	:	Case No. 08-35654
	:	
Debtors	:	Jointly Administered with
	:	Case No.: 08-35653
-----X		

PROOF OF SERVICE

STATE OF VIRGINIA

I am an attorney in the State of Virginia (VSB No. 13030) at Busman & Busman,
P.O. Box 7514, Fairfax Station, VA 22039.

On October 7, 2010, I served the foregoing document
described as:

• **NOTICE OF APPEAL**

on the interested parties by administering a true copy either by facsimile or in sealed
envelopes addressed as follows:

Circuit City Stores, Inc., et al.
Claims Processing Department
KURTZMAN CARSON CONSULTANTS LLC
2335 Alaska Avenue
El Segundo, CA 90245

Sarah K. Baker
SKADDEN, ARPS, SLATE, MEAGHER & FLOM, LLP
155 North Wacker Drive
Chicago, IL 60606

Dion W. Hayes
Douglas Foley
MCGUIREWOODS LLP
One James Center
901 E. Cary Street
Richmond, VA 23219

Robert B. Van Arsdale
Office of the United States Trustee
701 East Broad Street, Suite 4304
Richmond, VA 23219

Official Committee of Unsecured Creditors

Jeffrey N. Pomerantz
Stanley E. Goldich
Pachulski Stang Ziehl & Jones, LLP.
10100 Santa Monica Boulevard, 11th Floor
Los Angeles, CA 90067

Robert J. Feinstein
Pachulski Stang Ziehl & Jones LLP
780 Third Avenue, 36th Floor
New York, NY 10017

Lynn L. Travenner
Paula S. Beran
Travenner & Beran, PLC
20 N. Eighth Street, Second Floor
Richmond, VA 23219

(X) VIA ELECTRONIC MAIL

By emailing the above documents referenced to the recipients listed herein who did not opt out of electronic service.

(X) VIA U.S. MAIL

I am readily familiar with the firm's practice of collection and processing of correspondence for mailing. Under that practice such envelopes would be deposited with the U.S. postal service on Thursday, October 7, 2010 with postage thereon fully prepaid, at Fairfax Station, Virginia.

I declare under penalty of perjury under the laws of the State of Virginia that the above is true and correct and was executed on Wednesday, October 7, 2010.

/s/ Marc A. Busman
Mac A. Busman